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OFFICE OF PETITIONS

In re Application of :  
Peter Q. Oakley :  
Application No. 10/822,965 : DECISION GRANTING PETITION  
Filed: April 12, 2004 : UNDER 37 CFR 1.137(b)  
Attorney Docket No. F-340 (0766US) :

This is a decision on the petition under 37 CFR 1.137(b), filed June 8, 2006, to revive the above-identified application.


The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed June 16, 2005, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on September 17, 2005. A Notice of Abandonment was mailed on December 28, 2005.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply, (2) the \$1,500 petition fee, and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the non-final Office action of June 16, 2005 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 2858 for appropriate action in the normal course of business on the reply received June 8, 2006.

  
Frances Hicks  
Petitions Examiner  
Office of Petitions